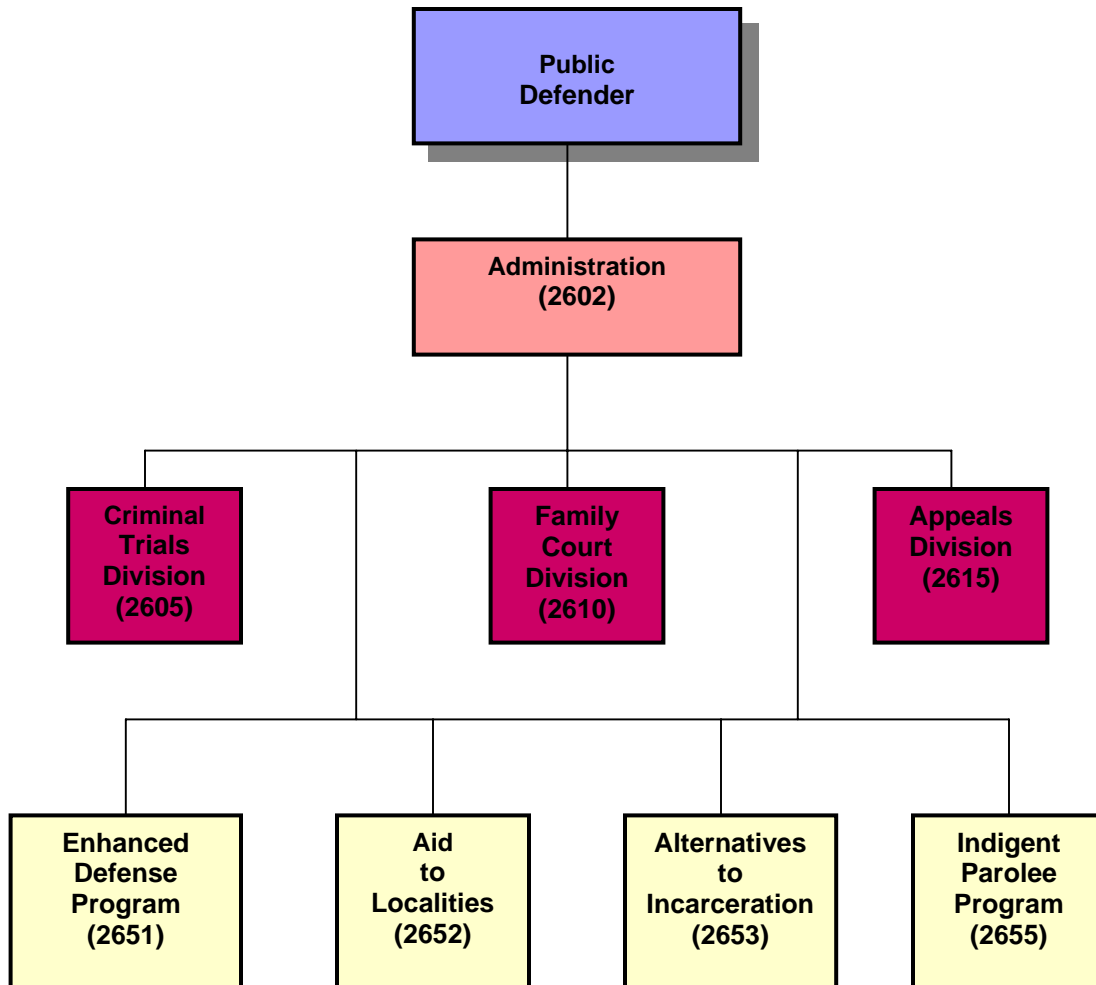
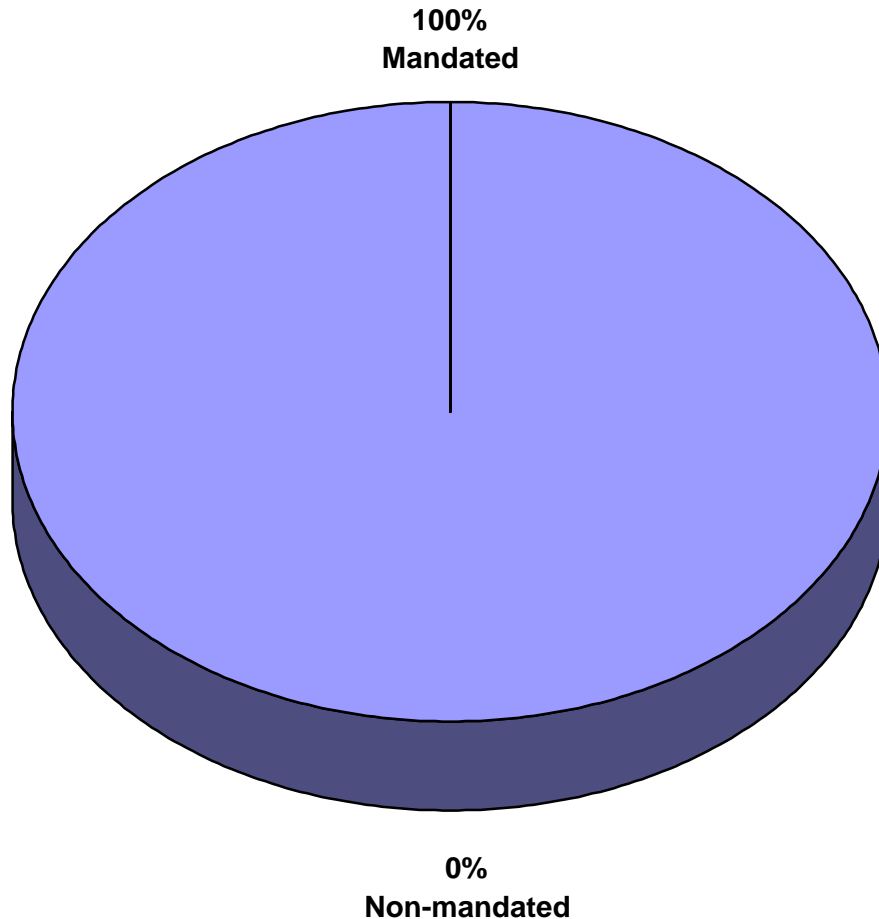


## PUBLIC DEFENDER (026)



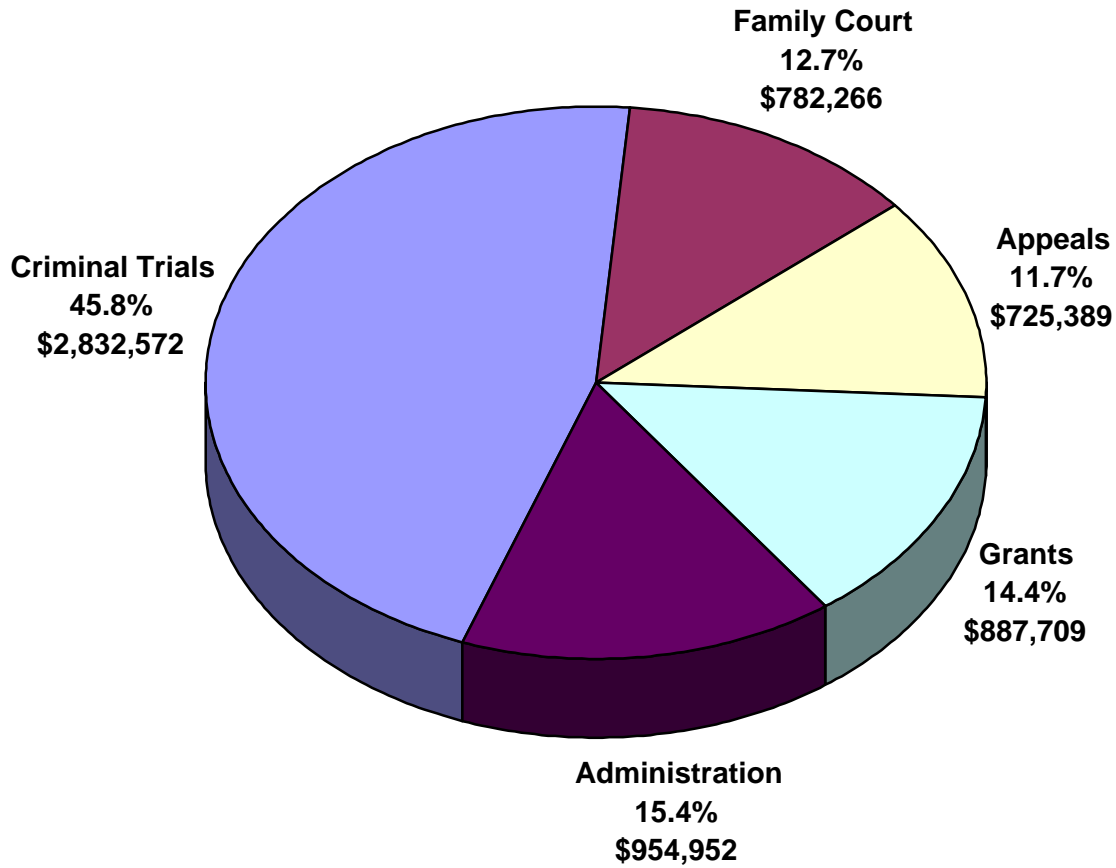
## **PUBLIC DEFENDER 2006 MANDATED/NON-MANDATED**



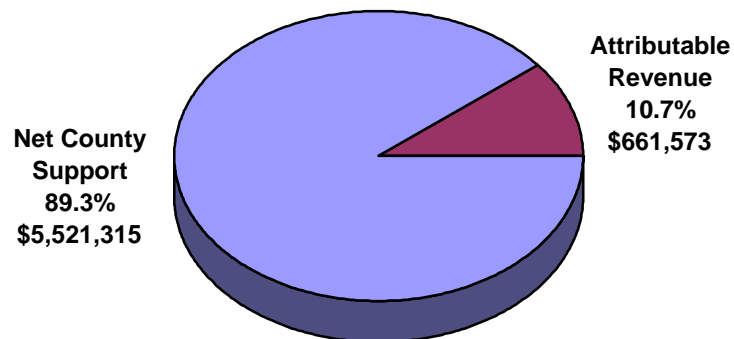
Services provided by the Public Defender's Office are mandated by state and federal law, with the county having limited control over service levels.

# **PUBLIC DEFENDER**

## **2006 Budget - \$6,182,888**



## **Net County Support**



## **DEPARTMENT: Office of Public Defender (026)**

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### **DEPARTMENT DESCRIPTION**

The Public Defender is appointed by the County Legislature for a two-year term. The Public Defender's Office represents indigent individuals in criminal court proceedings, Family Court, and Surrogate Court. Services are mandated by state and federal law, but are subject to some county control. The Public Defender heads a professional staff which includes attorneys and support staff.

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### **Mission**

In compliance with federal and state constitutions, the Monroe County Public Defender's Office is a legal service component of Monroe County government which: provides quality legal representation to its clients; advocates for the protection of the constitutional rights of its clients; contributes to the efficient and effective operation of the criminal justice system in Monroe County; advocates and works toward achieving results that have the greatest likelihood to help rehabilitate clients and prevent their committing new crimes; and creates a work environment that supports the empowerment and teamwork of its employees.

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### **2005 Major Accomplishments**

- Successfully added a barcode to client file jackets to improve our records identification and location procedures
- Successfully deployed photocopiers as network printing and scanning devices
- Completed a majority of cases within standards and goals
- Continued to improve efficiencies in perfecting Family Court Appeals

### **2006 Major Objectives**

- Integrate barcode technology with the New York Public Defense Case Management System database to automate our manual system of assigning barcodes to client file jackets
- Undertake a feasibility study to determine the cost effectiveness of capturing digital images of case work product and integration with the New York Public Defense Case Management System database
- Deploy 15 laptop network work stations in place of standard desktops to allow our staff to work more productively at off-site locations
- Continue to provide quality services to our clients

## **BUDGET SUMMARY**

	<b>Amended Budget 2005</b>	<b>Budget 2006</b>
<b><u>Appropriations by Division</u></b>		
Administration	1,002,359	954,952
Criminal Trials	2,796,223	2,832,572
Family Court	707,310	782,266
Appeals	688,100	725,389
Enhanced Defense Program	248,610	254,546
Aid to Localities	374,350	378,000
Alternatives to Incarceration	117,430	119,679
Indigent Parolee Program	130,011	135,484
<b>Total</b>	<b>6,064,393</b>	<b>6,182,888</b>
<b><u>Appropriations by Object</u></b>		
Personal Services	4,237,878	4,556,137
Expenses	400,990	404,947
Supplies and Materials	34,290	31,245
Employee Benefits	1,043,941	903,487
Interfund Transfers	347,294	287,072
<b>Total</b>	<b>6,064,393</b>	<b>6,182,888</b>
<b><u>Revenue</u></b>		
State Aid	636,162	636,573
722-D Contributions	25,000	25,000
<b>Total</b>	<b>661,162</b>	<b>661,573</b>
<b><u>Net County Support</u></b>	<b>5,403,231</b>	<b>5,521,315</b>

## **DIVISION DESCRIPTIONS**

### **Administration (2602)**

The Public Defender, with the support of a small administrative staff, develops policy alternatives and operating procedures, and provides direction, coordination and planning for all department activities. Specific administrative tasks include payroll, personnel, records management, technology support, facilities management and budget functions.

### **Criminal Trials (2605)**

This division defends persons who are charged with crimes but cannot afford private counsel. Clients are represented at arraignments, preliminary hearings, trials and other court proceedings. Specific activities include: the processing of bail applications, the investigation of cases (interviews with defendants, witnesses and victims), and the preparation of motions and supporting legal memoranda.

### **Family Court (2610)**

This division represents indigent persons in all phases of Family Court proceedings as required by Section 262 of the Family Court Act. When appropriate, clients are referred to various agencies for counseling and other services.

### **Appeals (2615)**

The Appeals division represents indigent persons who appeal the judgments, dispositions, or orders of the trial court, Family Court or Surrogate Court. Attorneys assigned to this division prepare the legal briefs which are necessary to perfect a case on appeal.

### **Enhanced Defense Program (2651)**

This program has enabled the department to hire additional attorneys and support staff to better represent the increasing caseload of drug arrests in Monroe County. Federal Anti-Drug Abuse block grant funding is distributed to certain localities by the State of New York.

### **Aid to Localities (2652)**

The state provides funding for attorneys and support staff in the Public Defender's Office through the Aid to Localities Program. Specific activities include researching cases, preparing briefs, motions, and other elements of cases, and representing clients at arraignments, preliminary hearings, trials and all other court proceedings.

### **Alternatives to Incarceration (2653)**

This organization reflects the integration of a social work/case manager component into the public defense function and is directly supervised by the Public Defender.

### **Indigent Parolee Program (2655)**

The state provides funding for attorneys who provide state mandated legal representation of individuals accused of violating the terms and conditions of parole.

**Performance Measures**

	<b>Actual 2004</b>	<b>Est. 2005</b>	<b>Est. 2006</b>
Criminal Trials Division			
New Cases Total	20,053	20,700	21,000
Felony	3,134	3,250	3,300
Misdemeanor	10,677	11,000	11,200
Violations	3,637	3,800	3,850
Probation Violations	1,492	1,500	1,500
Fugitive Warrants	81	80	75
Sex Offender Classification Hearings	218	250	225
Parole Assignments	814	820	850
Trials Total	228	230	225
Felony	82	95	90
Misdemeanor	104	105	100
Violations	42	30	35
Parole Violation Hearings	849	750	775
Parole Cases Closed	778	775	800
 Family Court Division			
New Cases	2,546	2,600	2,700
Closed Cases	2,190	2,250	2,300
 Appeals Division			
New Cases Appeals Assigned	260	250	225
New Family Court Appeals Assigned	26	25	25
Special Litigation Assignments	100	100	75
Appeals Pending	474	544	569
Briefs Filed	110	150	160
Appeals Closed	146	180	200